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2014 MAY 15 PM 4:34
IDAHO PUBLIC
UTILITIES COMMISSION

Attorneys for Sagebrush Energy, LLC

BEFORE THE
IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION OF)	
AVISTA CORPORATION PROPOSING)	CASE NO. AVU-E-14-03
REVISIONS TO TARIFF SCHEDULE 62)	
"COGEN AND SMALL POWER")	PETITION TO INTERVENE
)	OF SAGEBRUSH ENERGY, LLC
)	
)	
)	

Pursuant to the Idaho Public Utilities Commission ("IPUC" or "Commission") Rules of Procedure, Rule 71 IDAPA 31.01.01.71, Sagebrush Energy, LLC, hereinafter referred to as "Sagebrush" or "Intervenor," hereby petitions the Commission for leave to intervene herein and to appear and participate herein as a party, and as grounds therefore states as follows:

1. The name and address of this Intervenor is:

Sagebrush Energy, LLC
c/o Ben Ellis
25 Willow St. (street)
P.O. Box 4284 (mail)
Jackson, WY 83001
ben.ellis@sagebrushenergy.net

2. This Intervenor will be represented herein by:

Peter J. Richardson (ISB No. 3195)
Gregory M. Adams (ISB No. 7454)
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3. Copies of all pleadings, production requests, production responses, Commission orders and other documents should be provided to Mr. Richardson, Mr. Adams, and Mr. Ellis, at the addresses noted above.

4. This Intervenor, Sagebrush Energy, LLC, is a Wyoming limited liability company with its principal place of business located at the address above in Jackson, Wyoming.

5. Sagebrush is the owner of several qualifying facility ("QF") projects in various stages of development. Sagebrush's QF projects include projects located within the service territory of utilities that interconnect with Avista Corporation ("Avista"). The projects that Sagebrush owns or plans to develop include wind projects and hydroelectric projects that are or will be self-certified as small power production QFs under the Public Utility Regulatory Policies Act of 1978 ("PURPA"). *See* 18 C.F.R. § 292.201 *et seq.*

6. Sagebrush has previously engaged in negotiations with Avista for the sale of the output of one of its QF projects but was unable to come to final terms with Avista. Sagebrush also has interest in selling QF output to other investor-owned utilities in Idaho, and expects that Avista's filing may set precedent for the policies applicable to those other utilities. Sagebrush is likely to again negotiate for sale of the output of its QFs to Avista or

other Idaho utilities impacted by the outcome of this proceeding. Due to its interest in Idaho's PURPA policies, Sagebrush has intervened and participated in past PURPA proceedings at the IPUC. *See* Case Nos. AVU-E-09-04 (Petition to Determine Ownership of Renewable Energy Credits).

7. Additionally, Sagebrush has extensive experience attempting to enter into contracts with NorthWestern Energy in Montana under the Montana Public Service Commission's implementation of PURPA. In addition to its experience in Idaho, Sagebrush's experience in Montana would be helpful to the Commission in determining appropriate contracting processes to implement in Idaho.

8. Therefore, Avista's proposed revisions to its Schedule 62 regarding its PURPA contracting processes affect Sagebrush's rights to sell output from its qualifying facilities to Avista and potentially other utilities in the State of Idaho.

9. This Intervenor intends to participate herein as a party, and if necessary, to introduce evidence, cross-examine witnesses, call and examine witnesses, and be heard in argument. The nature and quality of evidence which this Intervenor will introduce is dependent upon the nature and effect of other evidence in this proceeding.

9. Without the opportunity to intervene herein, this Intervenor would be without any means of participation in this proceeding which may have a material impact on its rights under PURPA.

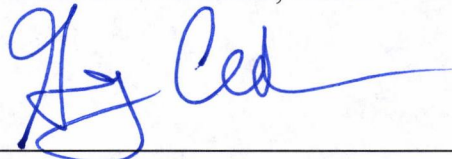
10. Granting this Intervenor's Petition to Intervene will not unduly broaden the issues nor will it prejudice any party to this case.

WHEREFORE, the Sagebrush respectfully requests that this Commission grant its Petition to Intervene in these proceedings and to appear and participate in all matters as may be

necessary and appropriate; and to present evidence, call and examine witnesses, present argument and to otherwise fully participate in these proceedings.

DATED this 15th day of May, 2014.

RICHARDSON ADAMS, PLLC

By 

Gregory M. Adams
Of Attorneys for Sagebrush Energy, LLC

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the day of May, 2014, a true and correct copy of the within and foregoing PETITION TO INTERVENE BY SAGEBRUSH ENERGY, LLC was served as shown to:

Jean D. Jewell, Secretary
Idaho Public Utilities Commission
472 West Washington
Boise, Idaho 83702
jean.jewell@puc.idaho.gov

☒ Hand Delivery
☐ U.S. Mail, postage pre-paid
☐ Facsimile
☐ Electronic Mail

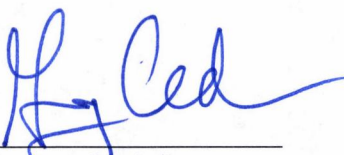
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Signed



Gregory M Adams